

**MINUTES OF THE
HOUSE GOVERNMENT OPERATIONS STANDING COMMITTEE
ROOM W010, WEST OFFICE BUILDING, STATE CAPITOL COMPLEX
February 12, 2008**

MEMBERS PRESENT: Rep. Glenn A. Donnelson, Chair
 Rep. John G. Mathis, Vice Chair
 Rep. Douglas C. Aagard
 Rep. Ron Bigelow
 Rep. DeMar "Bud" Bowman
 Rep. Lorie D. Fowlke
 Rep. Keith Grover
 Rep. Neil A. Hansen
 Rep. Neal B. Hendrickson
 Rep. Eric K. Hutchings
 Rep. Curt Oda
 Rep. Larry B. Wiley

MEMBERS ABSENT: Rep. Ron Bigelow

STAFF PRESENT: Benjamin N. Christensen, Policy Analyst
 Karen Mitchell, Committee Secretary

Note: A list of visitors and copy of handouts are filed with committee minutes.

Rep. Donnelson called the meeting to order at 8:34 a.m.

MOTION: Rep. Hendrickson moved to approve the minutes of the February 7, 2008 meeting.
The motion passed unanimously with Rep. Hutchings, and Rep. Wiley absent for the vote.

H.C.R. 4 Concurrent Resolution Encouraging Congressional Action to Designate a New Recipient of Royalties from Navajo Reservation Lands in Utah (*Rep. D. Clark*)

Rep. D. Clark explained the bill to the committee and distributed a handout.

Spoke to the bill: Tani Downing, General Counsel for the Governor

Spoke against the bill: David Irvine, Attorney
 Susan Rose, Attorney, distributed a handout
 Brian Barnard, Attorney

MOTION: Rep. Mathis moved to pass the bill out favorably. The motion passed unanimously with Rep. Wiley absent for the vote.

H.B. 352 Amendments Related to Monies Derived from Navajo Nation Reservation Lands in Utah (Rep. D. Clark)

MOTION: Rep. Mathis moved to amend the bill as follows:

1. *Page 8, Lines 223 through 226:*

223 (i) beginning on the effective date of this bill, take an action that imposes or may
224 impose a liability or obligation described in Subsection (1)(d) that is:
225 (A) anticipated to be completed on or after January 1, {2009} 2010 ; or
226 (B) equal to or greater than \$100,000;

2. *Page 9, Lines 267 through 269:*

267 (4) (a) By no later than May 5, 2008 the repealed board of trustees shall:
268 (i) adopt a list of all {liabilities or obligations} **related assets and**
liabilities of the repealed trust fund that are not
269 satisfied by May 5, 2008;

3. *Page 9, Line 275 through Page 10, Line 280:*

275 (b) The state auditor, in addition to completing its Fiscal Year 2007-2008 audit of the
276 repealed Navajo Trust Fund, shall:
277 (i) {conduct an inventory} **verify the list** of the related assets and
liabilities of the repealed Navajo
278 Trust Fund {to be completed} **adopted by the repealed board of trustees under**
Subsection (4)(a) by no later than June 30, 2008; and
279 (ii) provide a written copy of the {inventory} **verification** to the governor
and the Legislature by no
280 later than July 30, 2008.

4. *Page 10, Line 301 through Page 11, Line 310:*

301 fixed asset is not required by a lease to maintain a fixed asset; {and}
302 (d) through the Division of Facilities Construction and Management, take those steps
303 necessary to secure the purchase:
304 (i) of the following that is owned by the repealed Navajo Trust Fund as of May 5,
305 2008:
306 (A) the government service building; or

307 (B) another fixed asset of the repealed Navajo Trust Fund, if the sale of the fixed
 asset
308 is consistent with the obligations of the state with regard to the Utah Navajo royalties; and
309 (ii) (A) in an arms length manner; and
310 (B) so that fair market compensation is paid to the repealed Navajo Trust Fund ;
 and
 (e) charge the fund established under Subsection (2)(a) for the expenses that are
 necessary and reasonable to comply with the requirements of this Subsection (7) .

The motion passed unanimously with Rep. Wiley absent for the vote.

MOTION: Rep. Aagard moved to pass the bill out favorably as amended. The motion passed unanimously.

H.C.R. 6 Concurrent Resolution Honoring the Life and Contributions of President Gordon B. Hinckley (Rep. M. Morley)

Rep. Morley explained the bill to the committee.

MOTION: Rep. Grover moved to pass the bill out favorably. The motion passed unanimously.

MOTION: Rep. Oda moved to place the bill on the consent calendar. The motion failed with Rep. Wiley voting in opposition.

H.B. 110 Crime of Discharging a Dangerous Weapon or Firearm Within a Municipality (Rep. N. Hansen)

Rep. Hansen explained the bill to the committee.

Spoke against the bill: Dalane England, Citizen

MOTION: Rep. Grover moved to table the bill.

SUBSTITUTE

MOTION: Rep. Hendrickson moved to proceed to the next agenda item. The motion failed with Rep. Hansen, Rep. Hendrickson, Rep. Hutchings, and Rep. Wiley voting in the affirmative. Rep. Fowlke was absent for the vote.

The original motion to table the bill passed with Rep. Hansen, Rep. Hendrickson, Rep.

Hutchings, and Rep. Wiley voting in opposition. Rep. Fowlke was absent for the vote.

H.B. 357 Public Associations Subject to Government Records Access and Management Act (*Rep. M. Noel*)

Rep. Noel explained the bill to the committee.

Spoke to the bill: Brent Gardner, Utah Association of Counties

MOTION: Rep. Bowman moved to pass the bill out favorably. The motion passed unanimously with Rep. Fowlke absent for the vote.

MOTION: Rep. Wiley moved to place the bill on the consent calendar. The motion failed with Rep. Aagard voting in opposition.

MOTION: Rep. Bowman moved to adjourn. The motion passed unanimously with Rep. Fowlke absent for the vote.

Rep. Donnelson adjourned the meeting at 9:51 a.m.

Rep. Glenn Donnelson, Chair